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COMMITTEE ON THE JUDICIARY
SUBCOMMITTEE ON
ADMINISTRATIVE PRACTICE AND PROCEDURE
(PURSUANT TO SEC. 3, S. RES. 72, 84TH CONGRESS)
WASHINGTON, D.C. 20510

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[redacted]

Central Intelligence Agency
Office of the Legislative Counsel
STATINTL 7D35 Headquarters
Washington, DC 20505

[redacted]

As we discussed on the telephone yesterday, it would be very helpful to the Subcommittee in its consideration of S. 796 and S. 3297 if you could provide answers to the following questions:

(1) Please give examples of "a matter pertaining to a military or foreign affairs function of the United States" which would become subject to public disclosure by virtue of S. 796 sec. 2(1) but which is not already subject to public disclosure under 5 U.S.C.A. sec. 552(b)(1) (Supp. 1976). Please give enough examples to clarify the range and importance of the increase in public disclosure provided by S. 796. In these examples, you may assume that the present standards of classification apply and that "rule" is defined by the current 5 U.S.C. sec. 551(4) (1970).

(b)(3)

(2) If S. 796 sec. 2(1) significantly expands the class of agency matters subject to public disclosure, why cannot further classification by the President prevent disclosure of any material whose disclosure would adversely affect the agency's operations.

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(3) Please give your opinion whether and to what extent S. 796 sec. 2(1) would lessen the Director's authority to prevent public disclosure of sensitive material under 50 U.S.C. sec. 403 (1970).

Thank you very much for your assistance on these matters.

Yours truly,

James I. Campbell, Jr.

James I. Campbell, Jr.
Assistant Counsel

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